

***Case No COMP/M.4079 -  
MITSUI / EVRAZ /  
DENISKOVSKAYA  
COAL MINE JV***

Only the English text is available and authentic.

**REGULATION (EC) No 139/2004  
MERGER PROCEDURE**

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Article 6(1)(b) NON-OPPOSITION  
Date: 13/03/2006

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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 13.03.2006

SG-Greffe(2006) D/201086/201087

MERGER PROCEDURE  
ARTICLE 6(1)(b) DECISION

SIMPLIFIED PROCEDURE

PUBLIC VERSION

To the notifying parties

Dear Madam(s) and/or Sir(s),

**Subject: Case No. COMP/M.4079 – Mitsui/Evraz/Deniskovskaya Coal Mine/JV  
Notification of 08/02/2006 pursuant to Article 4 of Council Regulation (EC) No.  
139/2004<sup>1</sup>  
Publication in the Official Journal of the European Union No. C 37, 14/02/2006,  
page 13**

1. On 08/02/2006, the Commission received notification of a proposed concentration pursuant to Article 4 of Council Regulation (EC) No. 139/2004 by which the undertakings Mitsui & Co (“Mitsui”, Japan) and Evraz Group S.A. (“Evraz”, Luxembourg) acquire within the meaning of Article 3(1)(b) of the Council Regulation, by way of purchase of shares, control of the whole of the undertaking Coke Oven Overseas Contribution Limited (the “Company”, Cyprus) a newly created joint venture, which will be the holding company for a new coal mining project in the Deniskovskaya coal field. .

The business activities of the undertakings concerned are :

- for Mitsui: trading company, active inter alia in the steel and iron sector, non-ferrous metals, electronics and chemicals;
- for Evraz: active in the steel sector, in the mining of iron ore and coking coal;

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<sup>1</sup> OJ L 24, 29.1.2004 p. 1

- for the Company: holding company for a new coking coal mining project which will exploit the Deniskovskaya coal field in Yakutia, East Siberia
2. After examination of the notification, the Commission has concluded that the notified operation falls within the scope of Council Regulation (EC) No. 139/2004 and of paragraph 5c of the Commission Notice on a simplified procedure for treatment of certain concentrations under Council Regulation (EC) No. 139/2004<sup>2</sup>.
  3. For the reasons set out in the Notice on a simplified procedure, the Commission has decided not to oppose the notified operation and to declare it compatible with the common market and with the EEA Agreement. This decision is adopted in application of Article 6(1)(b) of Council Regulation (EC) No. 139/2004.

For the Commission,  
signed,  
Neelie KROES  
Member of the Commission

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<sup>2</sup> OJ C 56, 05.3.2005 p.32